

BOARD OF SUPERVISORS

Brown County

305 E. WALNUT STREET

E-Mail: BrownCountyCountyBoard@co.brown.wi.us

P. O. BOX 23600

GREEN BAY, WISCONSIN 54305-3600



PHONE (920) 448-4015 FAX (920) 448-6221

"PUBLIC NOTICE OF MEETING"

Pursuant to Section 19.84 Wis. Stats., notice is hereby given to the public that the following meetings will be held

**THE WEEK OF
JANUARY 28 – FEBRUARY 1, 2019**

MONDAY, JANUARY 28, 2019

*4:30 pm	Board of Adjustment	Room 391, Northern Building 305 E. Walnut Street
*6:00 pm	Land Conservation Subcommittee	Room 200, Northern Building 305 E. Walnut Street
*6:15 pm	Planning, Development & Transportation Committee	Room 200, Northern Building 305 E. Walnut Street

TUESDAY, JANUARY 29, 2019

(No Meetings)

WEDNESDAY, JANUARY 30, 2019

(No Meetings)

THURSDAY, JANUARY 31, 2019

*5:30 pm	Education & Recreation Committee	Room 200, Northern Building 305 E. Walnut Street
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FRIDAY, FEBRUARY 1, 2019

(No Meetings)

Any person wishing to attend who, because of a disability, requires special accommodation, should contact the Brown County Human Resources Office at 448-4065 by 4:30 p.m. on the day before the meeting so that arrangements can be made.

ZONING

Brown County



305 E. WALNUT STREET, ROOM 320
P.O. BOX 23600
GREEN BAY, WISCONSIN 54305-3600

PHONE (920) 448-6480 FAX (920) 448-4487
WEB SITE www.co.brown.wi.us/zoning

WILLIAM BOSIACKI

ZONING ADMINISTRATOR

AGENDA
BROWN COUNTY BOARD OF ADJUSTMENT
January 28th, 2019 - 4:30 pm
Northern Building, Room 391
305 E. Walnut Street
Green Bay, WI 54301

This meeting is open to the public, but portions of the meeting may be closed if this notice indicates that the Board may convene in closed session. The following matters may be considered:

1. Call meeting to order at 4:30 pm and verify door is open to the public.
2. Roll call: X if present, E if excused, and U if unexcused.
 - a. Chairman Bill Ullmer _____, Secretary Dick Huxford _____, Tom Perock _____, Alternate Debbie Diederich E.
3. Review and approve the minutes from previous meeting.
4. Old business.
5. New business and announcement of agenda for public hearing.
 - a. Aaron Schmitt, 276 Hill Rd, Kaukauna, WI 54130, Parcel # HL-147.
 - b. John Gauthier, Elmro Rd, Greenleaf, WI 54126, Parcel # W-1341.
6. Public Notice – Class II – Green Bay Press-Gazette, on January 13th & January 20th, 2019.
7. Describe Board's authority and rules of hearing.
8. **Open Public Hearing.**
 - ❖ Read appeal(s) and discuss in order as determined by Board.
9. **Close Public Hearing.**
10. Deliberation, findings of fact, conclusions of law, decisions and determinations on appeal(s).
Complete all three standards – if all three cannot be met, the variance(s) cannot be granted.
11. Other business.
12. Adjourn meeting.

Date: January 11th, 2019

By: Matt Heyroth, Assistant Zoning Administrator

Any person wishing to attend the meeting who requires special accommodation because of a disability should contact the Brown County Planning and Land Services Department at (920) 448-6480 at least two business days before the meeting so that appropriate accommodations can be made. Persons who are members of another governmental body, but who are not members of this Board, may attend this meeting. Their attendance could result in a quorum of another governmental body being present. Such a quorum is unintended and they are not meeting to exercise the authority, duties, or responsibilities of any other governmental body.



PUBLIC NOTICE

Notice is hereby given that a public hearing will be held before the Board of Adjustment ("Board"), created under and by virtue of the Brown County Shorelands and Wetlands Ordinance, Chapter 22; Private Sewage System Ordinance, Chapter 11; and Floodplains Ordinance, Chapter 23, in Room 391, 3rd floor of the Northern Building, 305 E. Walnut St., Green Bay, on Monday the 28th day of January, 2019, at 4:30 p.m. on an appeal taken by Aaron Schmitt denying his request to utilize a holding tank to serve an existing recreational structure. The property is located in the NW1/4 NW1/4 SEC 27 T21N R19E in the Town of Holland at 276 Hill Rd., Parcel # HL-147 ("Property").

On an appeal taken by John Gauthier denying his request for a residential home lowest opening to finish just above the adjacent flood plain elevation, as opposed to 2 feet above, as required by County floodplain ordinance. The property is located in the NW1/4 SW1/4 SEC 6 T21N R20E in the Town of Wrightstown on Elmro Rd, Parcel # W-1341 ("Property").

All persons interested are invited to attend said hearing and be heard or to provide written comments to the Brown County Planning and Land Services Department, 305 E. Walnut St., Green Bay, WI 54301, prior to January 25th, 2019.

The Board will accept and review all pertinent information relative to the above listed item(s) during open session of the January 28th, 2019, public hearing.

Please note that upon reasonable notice, efforts will be made to accommodate the needs of any person wishing to attend who because of disability requires special accommodation through appropriate aids and services. Call (920) 448-6480 for arrangements.

Dated this 13th & 20th day of January, 2019.

Brown County Board of Adjustment
Bill Ullmer
Richard Huxford
Tom Perock
Debbie Diederich-Alternate

BOARD OF SUPERVISORS

Brown County



305 E. WALNUT STREET

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LAND CONSERVATION SUBCOMMITTEE

Norbert Dantinne, Chair; Dave Kaster, Vice Chair
Steve Deslauriers, Bernie Erickson, Alex Tran
Citizen Rep: Stan Kaczmarek

LAND CONSERVATION SUBCOMMITTEE

Monday, January 28, 2019

6:00 PM

Room 200, Northern Building
305 E. Walnut Street

NOTICE IS HEREBY GIVEN THAT THE COMMITTEE MAY TAKE ACTION ON
ANY ITEMS LISTED ON THE AGENDA

- I. Call Meeting to Order.
- II. Approve/Modify Agenda.
- III. Approve/Modify Minutes of November 26, 2018.

Comments from the Public

Land Conservation Department

1. Open Positions Report.
2. Budget Status Financial Report for November 2018 – Unaudited.
3. Director's Report.
 - a. 2018 Goals and Accomplishments.
 - b. Wisconsin Wildlife Damage Program Plan of Administration

Other

4. Such Other Matters as Authorized by Law.
5. Adjourn.

Norb Dantinne, Jr., Chair

Notice is hereby given that action by the Committee may be taken on any of the items which are described or listed in this agenda.

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PLAN, DEV. & TRANS. COMMITTEE
Bernie Erickson, Chair; Dave Kaster, Vice Chair
Norbert Dantine, Steve Deslauriers, Alex Tran

PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE

**Monday, January 28, 2019
Approx. 6:15 PM (Or to follow Land Con)
Room 200, Northern Building
305 E. Walnut Street**

**NOTICE IS HEREBY GIVEN THAT THE COMMITTEE MAY TAKE ACTION ON
ANY ITEMS LISTED ON THE AGENDA**

- I. Call Meeting to Order.
- II. Approve/Modify Agenda.
- III. Approve/Modify Minutes of November 26, 2018.

Comments from the Public

Consent Agenda

1. Harbor Commission Minutes of November 12, 2018.
2. Planning Commission Board of Directors Minutes of November 7, 2018.
3. Solid Waste Board Minutes of September 17 & November 26, 2018.
4. Airport Budget Status Financial report for November 2018 – Unaudited.
5. Planning Commission Budget Status Financial Report for November 2018 – Unaudited.
6. Property Listing - Budget Status Financial Report for November 2018 – Unaudited.
7. Zoning - Budget Status Financial Report for November 2018 – Unaudited.
8. Register of Deeds Budget Status Financial Report for November 2018 - Unaudited.

Communications

9. Communication from Supervisor Schadewald re: This is my request for the Facilities Director to attend February Public Safety Committee meeting to report on the following: Courthouse Security update, copper roof update and maintenance at Courthouse. *Referred from December, 2018 County Board.*
10. Communication from Supervisor Deslauriers re: In order to prevent future Landfill Siting Agreement violations by Brown County, that Port and Resource Recovery Director Dean Haen work with Corporation Counsel to review past violations and create a written policy governing any "correspondence, reports and data relating to the Landfill filed with [or received from] the Wisconsin DNR and other governmental agencies by the County and its retained environmental consultants". This policy will insure all of these communications are shared with the Town of Holland Local Monitoring Committee "at the same time such documents are filed" or "within 10 days of receipt" in accordance with the contract between Brown County and the Town of Holland (quoted text taken directly from the Landfill Siting Agreement of 1998). *Motion at January Executive Committee: To refer to Planning Development & Transportation Committee and Resource Recovery Director Dean Haen.*
11. Communication from Supervisor Deslauriers re: That the Brown County Board request that Port and Resource Recovery Director Dean Haen follow the recommended communication guidelines specified by Brown County Corporation Counsel (in his November 27, 2018 email to Supervisors

Schadewald and Deslauriers) “to notify the WI DNR within 60 days whenever we have a sample that attains or exceeds a groundwater standard, and especially to follow any and all WI DNR recommendation re this issue”. This to best protect the health of Brown County families. Director Haen’s stated communication plan for future well contamination events (at 3 separate PD&T meetings) will not follow this Corporation Counsel guidance. *Motion at January Executive Committee: To refer to Planning, Development and Transportation Committee.*

Extension Brown County

12. Resolution re: Table of Organization Change UW Extension LTE Life Skills Educator.
13. Director’s Report.

Port & Resource Recovery

14. Budget Adjustment Request (18-134): Any increase in expenses with an offsetting increase in revenue.
15. South Landfill Timeline and BOW Landfill Capacity Survey – Update.
16. Director’s Report – Update.

Airport

17. 12-Hour Shift Report.
18. Departmental Openings Summary.
19. Director’s Report.
 - a. 2018 Passenger Traffic Summary.
 - b. New Air Service Announcement.
 - c. Introduce Rachel Engeler, Assistant Airport Director.

Public Works

20. Budget Adjustment Request (18-142): Reallocation of more than 10% of the funds originally appropriated between any of the levels of appropriation.
21. Intersection Reports – CTH U & CTH EE and CTH G & CTH Z.
22. 2018 Public Works Annual Report.
23. Summary of Operations Report.
24. Director’s Report.

Planning and Land Services

Planning Commission

25. Brown County STEM Innovation Center Construction Update.
26. All Hazard Mitigation Plan Update.
27. Federal BUILD Grant Award for the State Highway 29/County Highway VV Interchange Project

Land Information

28. Approval of the Brown County Land Information Plan 2019 – 2021.

Zoning – No items.

Property Listing – No items.

Other

29. Acknowledging the bills.
30. Such other matters as authorized by law.
31. Adjourn.

Bernie Erickson, Chair

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EDUCATION & RECREATION COMMITTEE

John Van Dyck, Chair
Paul Ballard, Vice Chair
David Landwehr, Kathy Lefebvre, Ray Suennen

EDUCATION & RECREATION COMMITTEE

THURSDAY, JANUARY 31, 2019

5:30 pm

**Room 200, Northern Building
305 E. Walnut Street**

**NOTICE IS HEREBY GIVEN THAT THE COMMITTEE MAY TAKE ACTION
ON ANY ITEMS LISTED ON THE AGENDA**

- I. Call Meeting to Order.
- II. Approve/Modify Agenda.
- III. Approve/Modify Minutes of December 13, 2018 (regular and special).

Comments from the Public

Consent Agenda

1. Library Board Minutes of October 18, November 15 and December 20, 2018.
2. Neville Public Museum Governing Board Minutes of December 10, 2018 and January 14, 2019.
3. Golf Course Budget Status Financial Report for November 2018 – Unaudited.
4. Library Reports for November and December, 2018.
5. Museum Budget Status Financial Report for November 2018 – Unaudited.
6. Parks Department Budget Status Financial Report for November 2018 – Unaudited.
7. NEW Zoo Budget Status Financial Report for November 2018 – Unaudited.
8. Audit of Bills.

Discussion / Presentation Items / Superintendent's Report / Director's Report

Library

9. Director's Report.

Golf Course

10. Superintendent's Report.

NEW Zoo

11. Director's Report.

Park Management

12. Director's Report.

Museum

13. Director's Report.

Action Items

14. Communication from Supervisor Evans Re: Create a County Pedestrian Trail from Pamperin Park to the Seymour Trail in Outagamie County. Utilizing the existing abandoned railroad which parallels CTH J. In order to avoid a dispute between Hobart and the Oneida Nation, I request Brown County take ownership through our Parks Department and establish a trail. Invite representatives from Hobart, The Oneida Nation, and Brown County. *Referred from December, 2018 County Board.*
15. Communication from Supervisor Erickson re: Have the Parks Department look into purchasing the old Eagle's Nest to add a much needed safe harbor and boat launch. *Motion at September, 2018 meeting: To hold for 90 days.*
16. Resolution re: To Approve an Electric Line Easement on the Fox River State Trail.
17. Resolution Establishing The Observance of International Migratory Bird Day During May 2019.
18. Budget Adjustment Request (18-136): Any increase in expenses with an offsetting increase in revenue.

Other

19. Such other matters as authorized by law.
20. Adjourn.

John Van Dyck, Chair

Notice is hereby given that action by Committee may be taken on any of the items which are described or listed in this agenda.

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JANUARY 2019

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
		1 <i>County Board Office Closed</i>	2 Public Safety 4:00 pm Admin Cmte 5:30 pm	3	4	5
6	7 Executive Cmte 5:30 pm	8	9	10	11	12
13	14	15 CJCB 8:00 am Veterans Recognition Subcmte 4:30 pm	16 Mental Health Subcmte 12:00 Board of Supervisors 7:00 pm	17	18	19
20	21	22	23 Human Services 6:00 pm	24	25	26
27	28 Land Con 6:00 pm PD&T 6:15 pm	29	30	31 Ed & Rec 5:30pm		

BROWN COUNTY COMMITTEE MINUTES

- Benefits Advisory Committee (September 24, 2018 - Draft)
- Criminal Justice Coordinating Board (January 15, 2019)
- Harbor Commission (November 12, 2018)
- Library Board (November 15 & December 20, 2018).
- Solid Waste Board (November 26, 2018).
- Veterans Recognition Subcommittee (January 15, 2019)

To obtain a copy of Committee minutes:

http://www.co.brown.wi.us/minutes_and_agendas/

OR

Contact the Brown County Board Office or the County Clerk's Department

PROCEEDINGS OF THE BROWN COUNTY
BENEFITS ADVISORY COMMITTEE

Pursuant to Section 19.84, Wis. Stats., a regular meeting of the Brown County Benefits Advisory Committee was held on Monday, September 24, 2018 at 9:00 am in Room 650 of the Northern Building, 305 E. Walnut Street, Green Bay, Wisconsin.

PRESENT: Jill Bomkamp, David Diedrick, Michael Keon, Bradley Klingsporn, Bree Madison, Sherry Officer, Louise Pfotenhauer, Erik Pritzl, Dan Process and Janelle Walton.

EXCUSED: John VanderLeest, Supervisors Megan Borchardt and Pat Moynihan, Jr.

1. Call meeting to order.

The meeting was called to order by Chair Louise Pfotenhauer at 9:05 am.

2. Roll Call.

Roll call was taken.

3. Approve/Modify agenda.

Motion made by Michael Keon, seconded by Sherry Officer to approve. Vote taken. **MOTION CARRIED UNANIMOUSLY**

4. Approve/Modify Minutes from September 20, 2018.

Motion made by Michael Keon, seconded by Sherry Officer to approve. Vote taken. **MOTION CARRIED UNANIMOUSLY**

5. Continue discussion regarding potential changes to health care plan for 2019.

Bradley Klingsporn and David Diedrick, Administration, indicated that the County's contribution to the \$1,075,016 shortfall has increased from \$300,000 to \$500,000. Three (3) proposals were presented to the committee to address the remaining shortfall. See attachments.

Motion made by Michael Keon to raise co-pays by \$15 across the board, changes to stop loss and additional increases to premiums as needed to make up remainder of anticipated loss. Motion failed due to a lack of second.

Motion made by Louise Pfotenhauer, seconded by Michael Keon of the options presented to us by Finance, we propose changes to their option 1 to increase co-pays by \$15.00, make changes to the stop loss plan as shown in option 2 and have remaining deficit be made up of changes to premiums. Vote taken. **MOTION CARRIED UNANIMOUSLY**

6. Schedule next meeting.

No meeting was scheduled.

7. Adjourn.

Motion made by Louise Pfotenhauer, seconded by Michael Keon to adjourn at 10:34 am. Vote taken. **MOTION CARRIED UNANIMOUSLY**

Respectfully submitted,

Dan Process
Secretary

Draft

**PROCEEDINGS OF THE BROWN COUNTY
CRIMINAL JUSTICE COORDINATING BOARD**

Pursuant to Section 19.84 Wisconsin Statutes, a regular meeting of the Brown County Criminal Justice Coordinating Board was held on January 15, 2019 at 8 am in the Karen H. Dorau Memorial Conference Room at the Brown County District Attorney's Office, 300 East Walnut Street, Green Bay, Wisconsin.

Members Present:	Judge William Atkinson Human Services Committee Rep. Joan Brusky Sheriff Todd Delain Public Defender Representative Tara Teesch Health and Human Svc. Exec. Director Erik Pritzl	Public Safety Committee Chair Pat Buckley District Attorney David Lasee Citizen Rep. Tim McNulty Citizen Rep. Bob Srenaski
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Others Present: Treatment Court Sup. Mark Vanden Hoogen
Family Services Rep./Vice President Angela Steuck
Clerk of Courts John Vander Leest
District Court Administrator Tom Schappa

1. **Call Meeting to Order.**

This meeting was called to order by Chair Judge Atkinson at 8:00 am.

2. **Approve/modify Agenda.**

Motion made by Supervisor Brusky, seconded by Erik Pritzl to approve. Vote taken. **MOTION CARRIED UNANIMOUSLY.**

3. **Approve/modify Minutes of November 8, 2018.**

Motion made by Joan Brusky, seconded by David Lasee to approve, to modify the November 8, 2018 minutes under her request to amend membership of the CJCB, specifically in the middle of the last paragraph, by reiterating she feels "that having a treatment court judge as a voting member of the criminal justice court unit and board is a good idea." Vote taken. **MOTION CARRIED UNANIMOUSLY**

4. **Proposed Criminalization of OWI First - Effect on Courts, DA, Public Defender & Jail Population.**

Judge Atkinson started with a general description of what a First Offense OWI actually is. That being, specifically, a forfeiture action, or something that is comparable to a speeding ticket in which hearings can be held in municipal courts and there is no possibility of jail time. These hearings, he went on to add, are very much different from criminal hearings in such that you are not entitled to an attorney as a constitutional right, nor is there necessary representation from the public defender's office. He also added that the burden of proof differs in a forfeiture action, which entails, satisfactory and convincing evidence, to that of beyond reasonable doubt which would be the burden of proof in any other case. He also noted that municipal courts tend to handle these cases faster than the circuit courts because of reasons, such as a defense attorney not being present. He reiterated that he was not opinionated toward either side in terms of if the state should pass or not but the ramifications should be considered nonetheless.

He then went on to consider if the law was changed to a criminal First Offense OWI. Everything in the above paragraph would be pushed up to circuit courts from municipal and there is a constitutional right to an attorney or a public defender which the state may have to appoint, they have right to counsel which all may culminate in a jury trial if it gets to that point. He notes that this is a whole series of changes and a large amount of people affected if the current system is to be modified.

Public Safety Chair Pat Buckley enters meeting at 8:06 AM.

Judge Atkinson then proceeded to ask District Court Administrator Tom Schappa for some estimates as to how many cases would be converted from municipal court to circuit court on an annual basis in Brown County specifically. After some discussion it was agreed there would be, roughly, 760-780 cases annually brought up from municipal court to circuit court for First Offense OWI. He also explained how he got those numbers which he pulled from the Wisconsin Department of Transportation and Municipal Courts websites, respectively. He wanted to iterate two points of caution with respect to the reliability of these numbers. The first being Green Bay, for instance, have OWIs linked with traffic violations which could create a bit of a discrepancy in terms of exactness. Second, municipal courts are not required to report their numbers, they are highly encouraged to but that does not necessarily mean they do.

Judge Atkinson then referenced the 200 cases that already come through the circuit court annually that had been talked about within the 780 number that includes both the circuit court and municipal court numbers. He mainly wanted to point out that those specific cases are treated differently in terms of jury size (6 members) and not necessitating a unanimous verdict to convict in comparison to a criminal case. This also leads to a faster, streamlined process in terms of the trial process, but he added a word about the amount of time it does take to get all these resources in place to go forth with this process.

Public Defender Rep. Tara Teesch added what the public defender agencies' position would be which would constitute more staff in the district attorneys' office and more clerical staff to accommodate the extra cases that this would cause.

Public Safety Committee Chair Pat Buckley added that he spoke with a Municipal Court Judge Hansen and there were 339 cases last year in municipal court in Green Bay alone, 80% of which went uncontested. This brings up a concern for him in terms of the District Attorney's office's ability to adjudicate more cases considering the backlog they have already on hand. He also stated the city of Green Bay puts forth \$100,000 to support their court already; therefore we should be aware of the effect altering this law would have on municipalities' budget allocation. He also additionally wanted to point out that many of the other states that have OWI as a first offense criminal offense have an alternative to jail time which are informative classes that, upon completion, bring the severity of the crime down to more of a misdemeanor. Poses the question of does this really alter the process or, rather, does it just introduce a more cumbersome process?

Judge Atkinson followed up by adding that since there is no jail time possible for this crime, very few cases are indeed contested as jail is the most worrisome punishment for most defendants. He believes more will be contested if these crimes do come up to the circuit court. He also went on to say there are certain guidelines to follow for judges in OWI cases and if jail time is added to this list there is inevitably going to be more active defense attorneys and more contests of these crimes.

Buckley pointed out the jail may need another pod to accommodate.

Clerk of Courts John Vander Leest stated that he talked with some legislators and the information he gathered didn't convince him resources would be devoted towards this proposal. He points out that many people don't pay for their first OWI itself and there is rarely any follow up as to if an interlock device has been placed in their vehicle. He would like this loophole closed, meaning some real follow up from legislation as to this being installed for first offense OWIs. Vander Leest does not believe it will end up passing in the long run. The people he talked with who received multiple OWIs in a short time frame were just, in a word, shocked after their first OWI but not much more than that; the second OWI stuck with them mainly because they had to spend the day in jail and that has a negative enough impact that they really don't want to have to return again.

Buckley wanted to add the statistics presented by Judge Zuidmulder relative to OWI court that he presented in the Public Safety Committee meeting and pointed to the drop-off in terms of repeat offenders after each offense and note worthily, after the first offense it falls off significantly.

Teesch stated that if this stays at the municipal court level there will never be jail time after the first offense.

District Attorney David Lasee then went on to point out that it would have a very significant impact on their office because this would, in fact, double the amount of OWI offenses that come through their office on a yearly basis up from somewhere around 600 cases to 1400 or so cases. He notes that these first offense cases will be among the most litigated cases because these individuals will be extremely inclined to keep their records as clean as possible. Added, for example, that every application these individuals fill out in the future if this is changed from a forfeiture offense will have the "have you ever been convicted of a crime?" box checked. He then stated that the position of the Wisconsin District Attorney's office always has been that if this law were to pass then there need to be significant resources devoted to the entire system all the way up through the jail to accommodate everything it entails and causes. Therefore, there is a large dollar sign attached to this bill. He went on to note he is not entirely sure how far this bill will get but the idea of this becoming a crime does indeed have the support of the governor.

Citizen Rep. Bob Srenaski added here the necessity to realize the issue of the insufficient state resourcing being put towards the District Attorney's office and the public defender's office which is very prevalent in Brown County but this is an opportune time to make this issue realized at the state level.

Tesch pointed to the fact that the public defender's office has a legislative liaison that communicates with legislature and informing them of what is necessary for them to operate smoothly. Been an ongoing conversation for a couple years in reference to the issue of resources if this eventually passes because this is not the first time this bill has been proposed.

Judge Atkinson asked the question as to if this bill was proposed due to the recent change in government, namely, governor. He asked, specifically, if Governor Walker was opposed to approving a first OWI being deemed criminal and if it was introduced now because it had a higher likelihood of passing.

Tesch was not entirely sure either.

Judge Atkinson returned to the jail time for first offense topic and stated that Wisconsin would, most likely, look at all other states and since it is, in fact, criminal in all other states and jail time is present in most our state would also present a guideline for prosecutors asking for jail time in these cases as well. This would inevitably increase the jail population. Very high number of suppression motions on these cases and, thus, significant resources put towards these cases up to the criminal court level. Not taking a position one way or another, by any means, but just stating don't dare do this while lacking sufficient funds in the District Attorney's office and the public defender's office. He also adds with the additional court case load there will be a lot more pressure on the courthouse itself and there are a lot of negative aspects to it as it's proposed. Suggests the group take a position to not whether the bill gets passed or not but, rather, to make sure the bill does not go through without significant funding for multiple parties including the District Attorneys' office, the public defenders' office among others.

Buckley adds, funding not the only important aspect, planning is crucial as well. For instance, jail is already maxed out, more judges probably necessary, more staff at the jail and even more necessary to consider.

Judge Atkinson then said that he thinks there's support from the general population because Wisconsin is the only state that does not have this as a crime and for that reason of being an outlier people may feel that we should.

Vander Leest then pointed out that it would be helpful to have some concrete numbers and facts to point out to the population that this is how much it will actually cost the county due to needing additional DA's, public defenders, impact on the jail and so on. This, he says, should all be put together and sent in to legislation so they are aware of these facts prior to anything happening. What he gathered from legislation didn't give him the impression it was going anywhere but sending in the fiscal impact on the county may be a good idea. This knowledge may prevent them putting another unfunded mandate on the county. He reiterated that it would be difficult to complete without additional resources based on that very impact.

Judge Atkinson continued, over the years legislation has constantly increased the OWI penalties bit by bit. Recently it was passed that a 4th OWI constitutes lifetime revocation.

Vander Leest wanted to add one more finding with respect to first offense OWIs, something in the vicinity of 1/3rd of those convicted actually end up with a warrant for failing to pay or appear at the payment hearing. These individuals never take care of their first obligation and subsequently end up with a second OWI shortly thereafter. Could possibly integrate a way to hold them more accountable for that first OWI then they may be less inclined to get that second OWI altogether.

Srenaski reiterated this is an opportunity to raise awareness of insufficient funding to operate efficiently within the system.

Lasee wanted to point out that multiple entities including the courts, public defenders offices, among others are all lobbying together to acknowledge to legislature the fact that they are all significantly underfunded. May need to attach a note describing the tremendous workload this bill would add to these entities on top of being severely overtaxed. Asks Judge Atkinson if he wanted to have a specific motion that asks the County Board to write a letter to legislature saying if they want to convert First Offense OWI into a criminal offense a significant fiscal note must be attached.

Sheriff Todd Delain wanted to note that some of the punishments for OWIs are feel good things and aren't necessarily feasible in practice. Like the lifetime revocation option after multiple offenses, he points out that it would be remiss to believe that people are never going to drive again. This will inevitably lead to a run in with officers in the future, it'll bog down the DA's office, they'll get in front of a judge, be presented with fines they can't pay.... This is just one example in which more problems for officers, and the entire system for that matter, are created.

Lasee proposed that he get some information to corp. counsel so that they can see the data behind First Offense OWIs. The resolution would include details about the white paper issue and add the issue about OWIs to it additionally. It also was suggested that he add Vander Leese's information about the financial and workload impact this bill would incur on Brown County. As long as Lasee receives concrete information and stats in time before the public safety committee meeting on February 4th he will add that to the resolution as well.

Motion made by Pat Buckley, seconded by Bob Srenaski, to have Dave work with corp. counsel to draft a resolution for the Public Safety Committee in reference to the above discussion. Vote taken. MOTION CARRIED UNANIMOUSLY.

5. Jail Population Numbers (Sheriff).

Sheriff Delain reported there are currently 14 inmates shipped up in Oconto County and the jail is at approximately 94% capacity. All of the direct supervision pods are close to full and in the downtown facility there are literally inmates sleeping on the floor in a particular section. They may have to start shipping out inmates to other facilities relatively soon.

6. Treatment Court Participants.

Treatment court supervisor Mark Vanden Hoogen reported there are about 89 active participants in treatment court and 66 in the diversion program which totals about 165 individuals undergoing some form of treatment. He gave the dates of the next 3 graduations which will actually occur on the next 3 Fridays this week on January 18th 2019, for Heroin Court it will be at 10 am in branch 2. The following week on January 25th 2019 there will be 3 graduations held at 2:30 pm in branch 5. The week after that on February 2nd 2018 there will be 3 graduations held at Veterans Court at 9 am.

Human Services Committee Rep. Joan Brusky asked when the OWI court started specifically and how many participants there were exactly. Vanden Hoogen replied that the first meeting for it was held back in June 2018 and they are at 16 individuals on that court right now which would indicate rapid growth.

Judge Atkinson then asked for the trend in numbers. Vanden Hoogen responded with the trend existing in OWI court while the other courts have relatively cooled off. OWI court has taken in 3 5th offense participants with the rest being 4th offense participants.

7. **Status of County Board action concerning subcommittee.**

Judge Atkinson informed everyone that he spoke with Corp. Counsel Dave Hemery who informed him that it is entirely up to the County Board. Judge Atkinson then suggested that they hold on this particular issue until it is passed by the County Board. If it passes Hemery will contact Judge Atkinson regarding a resolution.

Brusky stated that it should pass.

8. **Supervisor Brusky's request to amend membership of the CJCB (Supervisor Brusky).**

Specific Proposed Membership list handed out by Judge Atkinson at the meeting is attached to these minutes.

Judge Atkinson started off with a reminder that Corp. Counsel Hemery wanted them also to clean up the membership by changing some old position designations and things of that nature. The first being, Assistant Public Defender which is now referred to as State Public Defender Regional Office Manager. Another one being, a change from the old statute stating the Presiding Judge to Special Chief Deputy Judge. There are some others that have old designations that need to be cleaned up, including Probation and Parole. Supervisor Brusky's request to put a Treatment Court Judge on would fall under this category as well as would Clerk of Courts John Vander Leest's request to be put on. There was also a conversation in the past about putting on the Division of Criminal Justice Manager when the position is filled that was noted here.

Health and Human Services Executive Director Erik Pritzl requested that the Health and Human Services Director be placed as a member also after looking at membership over time and the on and off nature of said membership. Would be normal for someone from that department to be there, he notes, due to youth justice and the treatment and alternative work done by that department.

Family Services Rep. /Vice President Angela Steuck voiced that she would love the opportunity to become an official member as well. She points out that Family Services is the largest human service organization here in the community and they do a lot of reentry and criminal justice related programs.

It was asked how many community members are currently on the board and if they are all filled. The response was there are 3 current filled positions with 1 being open. There was a discussion as to whether the County Board was to fill the position but Buckley pointed out that they were waiting to see what changes in terms of what the committee decides in terms of changing membership status' and so forth.

Brief discussion as to how community membership works after Citizen Rep. Tim McNulty's recent reappointment was congratulated.

Probation Parole Chief Aaron Sable requested that title be changed omitting Eastern and go to Division of Community Corrections Region Chief.

Public Defender Rep. Tara Teesch stated that the title of State Public Defender Regional Office Manager or Designee should be changed to a representative of the Public Defenders' that can regularly attend the meetings or keep it at just Regional Office Manager or Designee.

Sheriff Delain questioned the inclusion of the Department of Sheriff's Office Accountant on the board. There are a lot of accountants throughout all departments in the county and the question referred to why the Sheriff's office accountant is the only one that needs to be present. Brief discussion followed as to why and it was decided it could have been requested while the jail was being built. Sheriff Delain then requested he be taken off. He ensured that if he needs to be present or the feeling is he should be present Sheriff Delain will simply ask him to come.

Buckley wondered if it would make sense to have somebody representing the municipalities present. He says this for example because some of the lower level cases may be able to simply be adjudicated in the municipal court versus going through a long, possibly unnecessary process. Considering issues such as the jail and things of that regard coming up it may make sense to have a municipality there.

Lasee asked if municipalities have any type of meeting or organization. It was responded that there is an association that meets once a year which they are not required to be a part of. Municipal clerks meet roughly quarterly meetings which are usually regarding administrative issues.

Judge Atkinson stated that he believes that most municipalities that have municipal courts like to have their offices write their citations to their courts due to the source of income it provides to those courts. He does not think there would be a situation where these courts are dumping cases to circuit court.

Lasee added that the circuit court would most likely take the cases but there is some discrepancy as to where is the threshold and a consistency issue as well in certain cases in terms of which ones to take and which ones to not. He uses the example of retail theft cases where Green Bay may take the first 3 whereas Ashwaubenon may send it over on the first one. Some other municipalities may have a \$100 threshold where they take any cases under \$100. Says it can be fixed with some guidelines sent out to these municipalities.

Judge Atkinson then wanted to go down the list of proposed membership.

Motion made by David Lasee, seconded by Todd Delain to change Special Chief Deputy Judge to Brown County Circuit Court Presiding Judge; District Attorney to Brown County District Attorney or Designee; Sheriff to Brown County Sheriff or Designee; State Public Defender to State Public Defender Regional Office Manager or Designee; Jail Captain to Jail Captain or Designee; Division of Probation and Parole Eastern Region Chief to Division of Community Corrections Region Chief or Designee. Vote taken. MOTION CARRIED UNANIMOUSLY.

It was asked that Designees have voting authority, which was deemed true.

Motion made by Joan Brusky, seconded by Tara Teesch to add the Health and Human Services Executive Director. Vote taken. MOTION CARRIED UNANIMOUSLY.

Motion made by Todd Delain, seconded by Pat Buckley, to remove Brown County Sheriff's Department Accountant. Vote taken. MOTION CARRIED UNANIMOUSLY.

Motion made by David Lasee, seconded by Todd Delain, to add Brown County Clerk of Court or Designee. Vote taken. MOTION CARRIED UNANIMOUSLY.

Motion made by Joan Brusky, seconded by Tim McNulty, to add Division of Criminal Justice Manager or Designee. Vote taken. MOTION CARRIED UNANIMOUSLY.

This position Atkinson notes has not been filled yet but it has been created with the expectation of being filled with interviews starting Friday February 1, 2019.

Judge Atkinson questioned whether there was a need to add Family Services Vice President because at some point there are too many members on the committee. Srenasky suggested that the Department of Family Services can attend this meeting as a non-committee member at any time due to the meeting being open publicly. Brusky suggested it be a citizen member. Lasee agreed and added that one of the citizen members be required to be of a human service advocacy or group within Brown County so that they have actual representation from one of those organizations.

Motion made by David Lasee, seconded by Pat Buckley, to require one citizen member of the committee to be of a human service advocacy within Brown County. Vote taken. MOTION CARRIED UNANIMOUSLY.

Delain asked whether this would be an additional committee member but it was ensured it would be one of the four current members and no additional member would be added.

Some discussion followed as to why there was only 3 currently on the committee and it was determined it was due to the completion of the term on December 31st of Citizen Rep. Kathy Johnson which this new committee member would fulfill that vacancy respectively.

Judge Atkinson stated that they spoke about this at their judges meeting and the judges are not supportive of adding a Treatment Court Judge. Treatment Court judges, he notes, are always welcome at every one of the meetings if they have issues of any kind relative to the treatment courts. Brusky questioned whether this was a unanimous decision which it was not.

Motion by Joan Brusky, seconded by Bob Srenaski, to add a Treatment Court Judge to the Criminal Justice Coordinating Board. Vote Taken. Ayes: Brusky Nays: Atkinson, Delain, Teesch, Buckley, Lasee, McNulty, Srenaski, Pritzl. MOTION FAILED 1 to 8.

Brusky felt as though a Treatment Court Judge has important knowledge that is relevant to this particular board that a Circuit Court Judge does not. She likened this to her knowledge of nursing because this is what her actual training is in versus her relatively superficial knowledge in obstetrics because she never actually did it. She also liked the input the Treatment Court Judges put forth to the board in the past.

Judge Atkinson respectfully pointed out that judges themselves attend the board or committees voluntarily and the branch of government that makes decisions to add judges to the board is a separate branch of the government. This very branch of government should not be adding judges to committees without the approval from the judges first and that is the judges' position. This particular motion would be asking the County Board to appoint a judge without that very approval and thus, against their will. Every Judge, he added, including treatment court judges are welcome at any time to attend. He also noted that this committee has been around since 1992 and the judges on committees change over time, so there may not be a Treatment Court Judge on the committee right now but in the future there inevitably will be. He respectfully asked that everyone on the committee vote no for this motion.

Citizen Rep. Tim McNulty reiterated the point that Sheriff Delain made with his accountant, that if they would like a Treatment Court Judge present then they may simply ask for one and they will be present. Judge Atkinson ensured that would be the case.

Brusky questioned if the Judges asked to be put on particular committees back when it started in 1992 and Judge Atkinson said that they had. Specifically, the judges had been asked if they would be willing to be put on the ordinance to preside in these meetings and the judges agreed to it. County Board did not just place a Judge on the committee. They had asked permission first before they passed a resolution. Brusky then asked what the vote specific count was and Judge Atkinson responded with the reminder that the Judges are not required to disclose this information to the public.

Sheriff Delain stated that he would not support the motion to honor the request of the judges. Felt as though they already have a representative of the treatment court via the Criminal Justice Manager and he is confident that if they need a treatment court Judge present they would attend.

Lasee stated that he understands Brusky's position but he has some concerns. He thought that they work better as a group when they have some agreement from the judges. He didn't want to be in a position where they are forcing the Judges to do something they are not on board with therefore he cannot support the motion either.

Buckley noted that Judge Zeidmulder attends the Public Safety committee regularly and anytime they ask he has been put on the agenda. He felt as though it would be the same thing here and every time he asks for something he has always been very responsive therefore he felt as though it is not necessary to add him to the board. Therefore he was not supportive of this motion either.

Teesch stated that she is not supportive either because any information that she would like to receive will come voluntarily from the judges. There are other ways to get what Brusky would like to receive without adding a Treatment Court Judge to the board.

Brusky ensured that she respected all of their points of view but she pointed out the fact that in recent months none of the treatment court judges that had been there regularly in the past have been there and they have been missed. If they just simply invite them, how often are they going to actually attend?

Srenaski asked whether what was discussed at the September meeting still held true regarding the conduction of all 8 branches in criminal courts. Judge Atkinson ensured it is still indeed taking place. He then asked the Sheriff whether it is required for 2 deputies to be in attendance at criminal courts.

Sheriff Delain responded with the fact that there will be a deputy with the defendant regardless and depending upon who is going to be in court and the seriousness of the crime there may be an additional one somewhere in the courtroom. Discussion ensued regarding seriousness of cases and which ones do not need security. No problems with this yet according to Judge Atkinson. He raised this point because back when they were trying to get authorization one of the objections was the cost of the additional deputies. Public Defender's office is already under resourced, is this stretching their resources even further?

9. Future Agenda Items, if any. NONE.
10. Other such matters as authorized by law. NONE.
11. Adjourn.

Motion made by Todd Delain, seconded by Tim Mc Nulty to adjourn at 9:06 am. Vote taken. MOTION CARRIED UNANIMOUSLY

Respectfully submitted,

Cayden Lasecki
Administrative Assistant

Proposed Membership

1. Chairperson of Public Safety Committee or Designee;
2. Chairperson of Human Services Committee or Designee;
3. Brown County Circuit Court Presiding Judge or Designee;
4. State Public Defender Regional Office Manager or Designee;
5. Brown County District Attorney or Designee;
6. Brown County Sheriff or Designee;
7. Brown County Executive or Designee;
8. Jail Captain or Designee;
9. Green Bay Police Chief;
10. Division of Community Corrections Region Chief or Designee;
11. Citizen Representative No. 1;
12. Citizen Representative No. 2.;
13. Citizen Representative No. 3;
14. Citizen Representative No. 4;
15. Brown County Sheriff Department's Accountant;
16. Brown County Clerk of Court or Designee; and
17. Division of Criminal Justice Manager.



PORT & RESOURCE RECOVERY DEPARTMENT

2561 S. BROADWAY
GREEN BAY, WI 54304

PHONE (920) 492-4950 FAX (920) 492-4957

DEAN R. HAEN
DIRECTOR

MINUTES OF THE BROWN COUNTY HARBOR COMMISSION

A meeting was held on **Monday, November 12, 2018**
at the Resource Recovery Facility, 2561 S Broadway, Green Bay, WI 54304

1) Call to Order:

The meeting was officially called to order by Hank Wallace at 10:32 am.

2) Roll Call:

Present:

Commissioner Ron Antonneau
Commissioner Pete Diemer
Commissioner Bernie Erickson
Commissioner Tim Feldhausen
Commissioner Wes Kornowske
Commissioner Hank Wallace

Excused:

President Tom Klimek
Commissioner Bryan Hyska
Commissioner Mike Vizer

Also Present:

Dean Haen, Brown County P&RR
Mark Walter, Brown County P&RR
Chad Doverspike, Brown County P&RR
Patti Cole, Brown County P&RR
Jim and Sylvia Graefe, Interested Residents
Paul Spillers, Tetra Tech
Marlin Gohlke, C. Reiss Coal Co., LLC
Bill Reiss, C. Reiss Coal Co., LLC

3) Approval/Modification – Meeting Agenda

A motion to approve the Agenda was made by Bernie Erickson and seconded by Wes Kornowske. Unanimously approved.

4) Approval/Modification – Minutes of September 10 Meeting

Pete Diemer noted that his name was listed twice and that the duplicate should be deleted. A motion to approve the minutes of September 10, 2018 as amended was made by Tim Feldhausen and seconded by Wes Kornowske. Unanimously approved.

5) Announcements/Communications

Dean Haen extended a "Happy Veterans Day" to all who have served in the armed forces.

Mr. Haen shared that Neil McKloskey, a former Harbor Commissioner President and long-time member passed away on October 23, 2018. The obituary mentioned Neil's *"greatest pride was serving on the Brown County Harbor Commission where he served as president for many years. In honor of his service, the Brown County Harbor Commission named one of the Cat Islands after him in 2015. He was deeply touched by this and the family would like to thank Dean Haen and others for making this happen."* Several Harbor Commissioners contributed toward a donation to be made to the Alzheimer's Association in Neil's name.

Regarding the Tall Ships Festival, Mr. Haen affirmed that he met with PMI and that the Port of Green Bay will be involved in the event, and that the addition of sponsorship money to the Port budget was approved by the PD&T.

6) 2018 3rd Quarter Budget Status Report

Mr. Haen explained that the 3rd Quarter Budget Status Report shows no surprises. The expected revenue from dredging will not be realized because the U.S. Army Corps of Engineers is not using Bay Port for dredged material placement in 2018. Other Financing Sources difference is the transfer in from Harbor 217 to Port that will not occur as an actual until the end of the fiscal year. Personnel costs are on track and the Operating Expenses are lower than expected because only 50% of cell 5 at Bay Port was excavated because of warm weather.

A motion to approve the Budget Status Report made by Tim Feldhausen and seconded by Wes Kornowske. Unanimously approved.

7) Renard Island End-Use Plan

Mr. Haen reported that the three day Charrette event was well-attended. The concept design is being vetted. Mark Walter remarked that there were four different public meetings and the draft design work was already done by the contractor. He was very impressed by how quickly it came together. There was quite a range of ideas pertaining to use, access, revenue, and spread.

Three alternative types of concepts were generated: 1) **Eco Island**, 2) **Recreational Island**, and 3) **Active Island**. The **Eco Island Concept** has an environmental theme, and would include minimal structures, an observation tower, primitive camping, natural shoreline, boardwalks and soft trails, wetland restoration of the lagoon and no vehicular traffic. The **Recreational Concept** has a park-like exploration theme, and would include seasonal vendor buildings, a mix of natural and engineered shoreline, a pedestrian bridge to Bay Beach, multi-use recreational trails and lawn space, keeping the lagoon a quiet basin for small watercraft, restricted vehicles and some parking. The **Active Concept** has an adventure theme, and would include year-round restaurant and vendor buildings, disc golfing, an engineered breakwater shoreline, a zip line to Bay Beach, hard trails and an informal performance venue, dredging to allow boat slips in the lagoon, motor vehicles and public parking.

A Draft Master Plan has been created that pulls pieces of all three concept ideas together, integrating the most popular features of each alternative. The Draft Master Plan consists of: a chart of goals (economic, ecological, social and human spirit), a comparison chart of variables for the three alternatives, an artist's rendering for each alternative, lists of the most popular features of each alternative, a drawing of context and circulation, an artist's rendering of a Draft Master Plan incorporating the most popular features, lists of facilities, a drawing of the Draft Master Plan circulation, and a list of economic considerations.

The Commissioners discussed the features and offered advice to consider. Bernie Erickson cautioned that the County Board would question where the money for this would come from,

noting that a marina would require someone else to manage it, dredging would be required to maintain a water depth suitable for the boat slips, and it will be difficult to find the right entrepreneurs to rent seasonable retail spaces. Ron Antonneau suggested getting state and local restaurant associations, visitor and convention bureaus, and stakeholders involved.

Mr. Walter explained that this is just a concept design so far in the process. The design contractor will do economic and engineering feasibility studies to analyze the projects that are proposed. The projects must be vetted for regulatory, legal, engineering, and economic feasibility concerns. They will do a cost/benefit analysis. They will look at public-private partnerships for funding. The island will need to break even. It must be implementable and fundable. Mr. Water recommended not looking at the concepts as being mutually exclusive. They could be phased in as small projects over time. This is just a draft with early concepts, and projects could change and be switched out.

No matter which concept is used, parking will be needed on the island. The existing parking at Bay Beach is already at capacity. If dredging is done around the perimeter of the island, it could be used to build up the island and the causeway.

A motion to receive the Renard Island End-Use Draft Master Plan and place it on file was made by Bernie Erickson and seconded by Ron Antonneau. Unanimously approved.

8) Status of 2018 Dredging Activities

There has been no federal dredged material placed at Bay Port, but Sturgeon Bay has been bringing dredging material to the Bay Port at the out-of-county rate. Marinette Marine has started planning for a dredging project that may include out-of-county dredged material placed at Bay Port. The Fox River Cleanup is winding down, and the capping could be done by next year. The federal dredged material from the shipping channel will be placed in Cat Island and will start after the dredging company is done in Ohio and will depend on the weather.

A new dredging project has begun on the East River by WE Energies. They are pulling out petroleum and coal-based contamination from the old gasification process and will be installing temporary sheet pile walls into the navigational channel of the East River Turning basin to contain the contamination. This creates a problem because it is narrowing the turning basin. In order to enable ships to turn around; WE Energies will pay to have tug assistance to prevent ship uses of side-power thruster propellers, but may damage the sheet piling.

9) Bylsby Avenue Project

Chris Blan provided a report on the filling and leveling at the Bylsby Avenue project, noting that the contracted amount to complete it will be \$59,925. Weather has impacted the time-line for completing this project according to the site's erosion control and site plans. The area had to be pumped out and filled in to the retention pond. It is expected to be finished by the end of the week. Next spring it will be seeded to satisfy the DNR requirement for 70% vegetation.

A motion to receive the Bylsby Avenue Project update was made by Bernie Erickson and seconded by Ron Antonneau. Unanimously approved.

10) Pulliam Plant Property

Mr. Haen reported that he, President Klimek, and County Executive Streckenbach met with WE Energies, Kevin Fletcher and the WPS leadership team. Mr. Haen presented the County's vision for the Pulliam Plant Property, including a concept design, strategic plans and the property acquisition plan related to this property. Terminal operators have expressed interest in being part

of this opportunity. The property is the greatest opportunity the Port has to grow the port by expanding operations and possibly include a truck/rail intermodal facility. The discussion was positive and well-received by WE Energies. Brown County shared with WE Energies what the County has to offer WE Energies in regards to skills, resources and other tools.

WE Energies stated that they want to do what is best for WE Energies and the community and would like the County and the city of Green Bay to be aligned. WE Energies will look at the planning document for the highest and best use of the property and get back to Brown County after determining the infrastructure and associated acreage that will need to be retained by WE Energies beyond the Pulliam Plant.

A motion to suspend the rules to allow comments was made by Ron Antonneau and seconded by Tim Feldhausen. Unanimously approved.

Jim Graefe, a former WPS employee, cautions that there have been hazardous materials (fly ash, heavy metals, and chemicals) on the property, and that the Port should make sure of that before buying the property. Mr. Haen responded that he's aware of some of the environmental conditions of the property; an investigation will need to be conducted, and hopefully the property can continue to be used for industrial purposes.

Marlin Gohlke, of C Reiss Coal Co, disclosed that it was the city of Green Bay that approached his company, (Fox River Terminals), about their property and the WE Energies property. Mr. Gohlke has openly spoken with Mr. Haen and the County.

Bill Reiss, of C Reiss Coal Co, stated that his company has been on their dock for a hundred years, but the property is owned by the city of Green Bay. His company has been wanting to move for years. The city of Green Bay asked if his company could swap City property for the other location. Mr. Reiss declared that the Pulliam Plant property could be the right spot for his company. In the past Mr. Reiss has talked with previous City mayors and with Mr. Haen at the County, and he is not sure how to approach it. He would like to collaborate with both. He is supportive of both proposals and for growth of the Port. His company needs a collaborative project because they need financial assistance from state and federal sources. Their dock wall needs maintenance soon and they will need harbor assistance.

A motion to return to regular order was made by Ron Antonneau and seconded by Wes Kornowske. Unanimously approved.

The next step is to redraw the concept map, and look for two users for the highest and best use, to vet it out and find the path that works for all. Right now the Port will keep working with WE Energies. We also need to approach the Canadian National Railroad or the Escanaba Railroad about getting rail service. Ron Antonneau suggested meeting with our Wisconsin representatives.

11) Tonnage Report

Mr. Haen reported that the Port tonnage is 10% above last year. It is likely that the Port will exceed two million tons this year. The cargo increases have been mostly petroleum products, but others have increased by smaller percentages. Salt deliveries are behind and expected to arrive by the end of the shipping season. Salt is coming domestically, Canadian, and foreign. The salt shipments have been delayed due to a strike earlier this year at Compass Minerals in Goderich, ON.

A motion to receive the report and place it on file was made by Bernie Erickson and seconded by Ron Antonneau. Unanimously approved.

- 12) Director's Report
No Report.

- 13) Acknowledgement of Bills
A motion to acknowledge the payment of bills was made by Bernie Erickson and seconded by Wes Kornowske. Unanimously approved.

- 14) Such Other Matters as Authorized by Law – Update
The next meeting is tentatively scheduled for December 10.

- 15) Adjourn
A motion to adjourn the Harbor Commission meeting at 11:15 am was made by Tim Feldhausen and seconded by Wes Kornowske. Unanimously approved.

Tom Klimek, President
Harbor Commission

Dean R. Haen, Director
Port & Resource Recovery Department

PROCEEDINGS OF THE BROWN COUNTY LIBRARY BOARD

A regular meeting of the Brown County Library Board was held on November 15, 2018 at 5:15 p.m. at the Brown County Central Library, 515 Pine Street, downtown Green Bay, WI

PRESENT: JOHN VAN DYCK, ANNETTE AUBINGER, KAYLA JACOBSON, MARISSA MELI, KATHY PLETCHER, DAVID RUNNING and JOHN VANDER LEEST

EXCUSED: HECTOR RODRIGUEZ and STEVE TERRIEN

ALSO PRESENT: Sarah Sugden, Curt Beyler, Linda Chosa, Sue Lagerman, and Emily Rogers (staff). Supervisor Alex Tran (Brown County Supervisor, District 21); Krystal Krimmel and Christian Wence (UWGB).

CALL TO ORDER President Van Dyck called the meeting to order at 5:15 p.m.

APPROVE/MODIFY AGENDA AND MINUTES Motion by Jacobson, seconded by Pletcher, to approve the minutes. Motion carried.

COMMUNICATIONS AND OPEN FORUM FOR THE PUBLIC

Welcome Sarah Sugden Van Dyck welcomed Sarah who commented that she is impressed by the quality of the team and is grateful to be here. UWGB students attended as part of the coursework.

Communication forwarded to Library Board from Education and Recreation Committee on September 27, 2018 from Supervisor Tran re: *Request for the Education and Recreation Committee and Library Board to create a master plan for the \$20 million set aside for library construction, and for the plan to include a new library in the Stadium District housed within a mixed and multi-development building (i.e. Commercial/Residential) for September County Meeting.*

Tran commented that Chairman Moynihan, who also represents Ashwaubenon, was planning on attending. They both are looking forward to working with Sugden. Tran would like a master plan for the expenditure of sales tax money that includes the Ashwaubenon library. She noted that it does not have the greatest in accessibility for handicapped, and parking is an issue. She would like a new library as the current building is outdated and the community is growing and hoping for a user-friendly library.

Van Dyck replied that the county had \$20M dollars assigned to East, Ashwaubenon, Central and Pulaski branches. Exact dollar amounts have not been designated and there is some flexibility. The Board has agreed that the East Branch is the first priority. Beyond that, Central and/or Ashwaubenon could come next. A realtor was engaged and a contract has been signed. The realtor is looking in Ashwaubenon, East Green Bay and Bellevue. Tran is hoping for an allocation of \$5-6M towards a library since Ashwaubenon contributes a significant amount to Brown County. Vander Leest restated that the East Branch is the Board's top priority since it is a rented space that is also for sale - there is a higher urgency because the library could be asked to vacate if the property sells. It was mentioned that the cost of vacant land is very high in Ashwaubenon (and higher near Lambeau) and perhaps it would be beneficial to expand the existing footprint of the current library. There is interest in options for a new or the existing site such as a mixed-use partner. The Packers have been approached but would prefer a revenue generator. It is preferable to stay on the west side of Oneida Street but that poses a challenge because there is not a lot of property available. Aubinger noted that there are many power lines near the back of the current library. Valley View School was approached about the possibility of selling the parking lot off True Lane (north of library) but they are not interested in losing any parking. Tran commented that multi-use residential is needed in Ashwaubenon (affordable senior living). She has talked to the Children's Museum of Green Bay's director and there was a willingness to possibly to have satellite site in library. Tran commented that Microsoft could be a possible program partner. Vander Leest recalls that a senior housing development wanted too much money from the library, making a partnership not viable. Any deal has to be a good deal for the county. A master plan can be developed and detailed once there is confirmation of the availability of sales tax money (pending lawsuit). Tran discussed the stadium district with the Village President and both agree that it is too expensive for the library.

Motion by Vander Leest, seconded by Running, to receive and place on file. **Motion carried.**

LIBRARY BUSINESS

APPROVE FINANCIAL, AND GIFTS, GRANTS, AND DONATION REPORTS Chosa reviewed the distributed summary report. Van Dyck requested a list of all donation funds, trust funds, etc. that have money in them. The library will have net income at year-end that will be transferred to Equity due to high number of vacancies.

Motion by Vander Leest, seconded by Running, to receive and place on file the financial report and Gifts, Grants and Donation report as follows:

**Brown County Library
Gifts, Grants & Donations Report
October 2018**

Gifts & Donations

10/03/18	Wrightstown Lions Club	500.00	WR Misc
10/24/18	Joan Stangel	35.00	LHG Materials
10/17/18	Branch Buddies	52.45	Prog Supplies
10/17/18	Friends of the Brown County Library	1094.87	Prog Supplies
10/24/18	Rosera-Kane Estate	31,821.06	WH Childrens
10/24/18	Norsetter Family Foundation Ashwaubenon	250.00	General Donation
10/1/2018'		22.94	Donation Box
10/1/2018'	Bookmobile East		Donation Box
10/1/2018'	Weyers/Hilliard	89.54	Donation Box
10/1/2018'		43.00	Donation Box
10/1/2018'	Customer Service Kress	38.90	Donation Box
10/1/2018'		13.41	Donation Box
10/1/2018'	Pulaski		Donation Box
10/1/2018'	Southwest	16.40	Donation Box
10/1/2018'		10.46	Donation Box
10/1/2018'	Wrightstown		Donation Box
10/1/2018'		11.73	Donation Box
	Total Donations	\$ 33,999.76	

Federal & State Grants

10/1/2018	Nicolet Federated Library System	\$ 6,562.50	Collection Development (3/4 pymt)
	Total Grants	\$ 6,562.50	

Year-to-date Donation Box Receipts:			
Ashwaubenon	\$ 322.08	Kress	221.71
Bookmobile	8.51	Pulaski	83.16
East	370.97	Southwest	297.73
Weyers/Hilliard	444.22	Wrightstown	32.71
Customer Service	268.44		
Donation Box Total		\$ 2,049.53	

Motion carried.

FACILITIES REPORT The certificate of occupancy for third floor was received. To replace the failed compressor in Weyers-Hilliard's air-cooled chiller would cost ~\$6000 and an additional ~\$2600 if the (R22) refrigerant needs to be replaced. A new unit is \$40,000-50,000. Beyler recommend not replacing the compressor; completing a spec for a new air-cooled chiller; replacing the chiller in 2019 with fund balance; or include a replacement in the 2020 budget. He noted that the chiller can run on three compressors and can get by if another

fails. Vander Leest suggested trying to get along with it as is. Van Dyck suggested posting the spec in 2019 and seeing what bids are received. A 2017-2018 facilities project report was distributed.
Distributed a facilities projects report.

Motion by Vander Leest, seconded by Running, to receive and place the facilities report on file. **Motion carried.**

UPDATE: COMMERCIAL REALTOR REGARDING EAST AND ASHWAUBENON BRANCH SITES SEARCH Van Dyck reported the realtor has been in place for about a week and has already provided information on one parcel on the East side. Van Dyck commented that he was re-approached by the family that owns land in Bellevue (3 or 4 acres) and were willing to donate for naming rights.

APPROVE PAY FOR PERFORMANCE STRUCTURE Chosa reviewed the distributed report. Calculations came in very close. Performance Reviews for the Administrative team are scheduled on December 3. Jacobson asked how this was going to be done since the board does not have daily interactions with the team. Admin will provide written data and Running has documentation from the last three years. Running mentioned that a template will be used and they (Running, Van Dyck, Pletcher and Sugden) will do the best they can. Van Dyck noted that Running has been attending Admin meetings and his input will be valuable. Pletcher has been involved in this process in the past. Sugden will help with goal setting. Any wage increases will come before the board for approval in December. Van Dyck asked staff if the evaluation process is good. Jacobson asked why there were so many employees ranked at, "Exceeds Expectations." Rogers explained the descriptions of the board-approved rankings and difference between Exceeds Expectations and Occasionally Exceeds Expectations. It was suggested that a staff development program might be a good idea to keep objectives structured. Van Dyck does not believe in across the board wage increases – the county proposed a bonus structure and that might make more sense (ex. mid-range increase plus bonus). Jacobson asked if there was an opportunity to give a gift card for a job well done. The county has policy that prohibits this. Van Dyck would support the bonus idea for next year, as it might be more viable and give more flexibility. Jacobson suggested clear written guidelines on the Needs Improvement ranking. There is not enough money in the county budget to address class and comp. **Motion** by Running, seconded by Kathy to approve the Pay for Performance structure. **Motion carried.**

APPROVE MEETING ROOM POLICY REVISION Aubinger requested that a list of all meetings be publicly announced. "All open meetings will be publicly posted," language will be added under the non-profit section of the policy. **Motion** by Jacobson, seconded by Pletcher, to approve as revised. **Motion carried.**

PRESIDENT'S REPORT None.

LIBRARY DIRECTOR'S REPORT Sugden distributed a written report summarizing her first nine days as director. This included her orientation to the library, introductions to county departments and external community partners, and other updates. Per the Board's preference, she will prepare a regular summary report.

OTHER BUSINESS None.

SUCH OTHER MATTERS AS ARE AUTHORIZED BY LAW **Motion** by Running, seconded by Vander Leest, to direct the director to thank the Friends for their efforts. **Motion carried.**

Discussion took place about moving the December board meeting. **Motion** by Running, seconded by Vander Leest, to move the December board meeting to December 13 (*Note – on 11/30/18, this meeting was rescheduled to its original date of December 20*). **Motion carried.**

Vander Leest suggested having a brief department or branch presentation starting in January.

ADJOURNMENT **Motion** by Vander Leest, seconded by Pletcher, to adjourn the meeting. **Motion carried unanimously.**

Meeting adjourned at 6:45 pm.

NEXT REGULAR MEETING:
December 20, 2018
5:15 p.m.
Central Library

Respectfully submitted,

Sue Lagerman
Recording Secretary

PROCEEDINGS OF THE BROWN COUNTY LIBRARY BOARD

A regular meeting of the Brown County Library Board was held on December 20, 2018 at 5:15 p.m. at the Brown County Central Library, 515 Pine Street, downtown Green Bay, WI

PRESENT: JOHN VAN DYCK, ANNETTE AUBINGER, MARISSA MELI (6:10 pm), KATHY PLETCHER, DAVID RUNNING, STEVE TERRIEN and JOHN VANDER LEEST

EXCUSED: HECTOR RODRIGUEZ

ABSENT: KAYLA JACOBSON

ALSO PRESENT: Sarah Sugden, Curt Beyler, Linda Chosa, Sue Lagerman, and Emily Rogers (staff).

CALL TO ORDER President Van Dyck called the meeting to order at 5:18 p.m.

APPROVE/MODIFY AGENDA AND MINUTES Motion by Vander Leest, seconded by Running, to approve the minutes. Motion carried.

COMMUNICATIONS AND OPEN FORUM FOR THE PUBLIC Aubinger attended the recent Friends of the Brown County Library Board meeting. Aubinger and Meli plan to attend more regularly.

LIBRARY BUSINESS

APPROVE FINANCIAL, AND GIFTS, GRANTS, AND DONATION REPORTS Chosa reported and reviewed the following Special Library Funds as of 11/30/18:

Lester Wood Trust Fund \$13,432 designated for the maintenance of the Central Library Wood Memorial Garden:
Principal balance \$13,432; average annual interest is \$200

Fredericka Crane Trust Fund \$8,604 designated for the purchase of art and music books:
Principle balance: \$8,604; average annual interest is \$95.

Interest is booked and monies are held by the County Treasurer. Van Dyck asked if it was one lump sum or segregated. It was suggested that Chosa look into other investment options for these funds that would yield higher interest income. Motion by Vander Leest, seconded by Running, to receive and place on file the financial report and Gifts, Grants and Donation report as follows:

Brown County Library Gifts, Grants & Donations Report November 2018

Gifts & Donations

11/14/18	St. Norbert College	25.00	Escape Rm
11/21/18	Friends of the Brown County Library	507.91	Kress
11/28/18	Rhoda Esson	500.00	Prog Supplies
11/1/2018'	Ashwaubenon	43.81	Large Print
11/1/2018'	Bookmobile	5.00	Donation Box
11/1/2018'	East		Donation Box
11/1/2018'	Weyers/Hilliard	59.46	Donation Box
11/1/2018'	Customer Service	11.11	Donation Box
11/1/2018'	Kress	33.48	Donation Box
11/1/2018'	Pulaski	16.25	Donation Box
11/1/2018'	Southwest	50.13	Donation Box
11/1/2018'	Wrightstown		Donation Box
	Total Donations	\$ 1,252.15	

Motion carried.

FACILITIES REPORT

Beyler reported that public bids for an air-cooled chiller at Weyers-Hilliard and Direct Digital Controller replacement projects are posted and due prior to the January board meeting. Other projects in progress include Kress meeting room carpet replacement; Bookmobile exhaust evacuation system; Ashwaubenon lighting retrofit; and Weyers Hilliard micro-inverter replacement (they are failing and can be replaced for half the cost ~\$60 each). Van Dyck suggested that Beyler look into any opportunities for mechanical equipment from the demo of the arena. Beyler will contact Doug Marsh in County Facilities to request a walk-through.

Motion by Vander Leest, seconded by Terrien, to receive and place the facilities report on file. **Motion carried.**

PERSONNEL UPDATE

Rogers reported that there were four open positions in November and two have been filled. Violation report training and dealing with problematic behavior took place for staff. A webinar in January on safe and secure libraries has been offered to staff and should help empower them. The Board is invited to attend. **Motion** by Vander Leest, seconded by Pletcher, to receive and place the personnel update on file. **Motion carried.**

COMMUNICATIONS/PROGRAMMING UPDATE Lagerman reported the Friends of the Brown County Library, at their last board meeting, approved almost \$15,000 worth of funding requests submitted by staff. This is a semi-annual funding event (following each book sale) where staff is given the opportunity to request items or funding support for the library. The Admin Team reviews all requests prior to submission to the Friends. A recent Friends-funded program was Reindeer Cheer held at the Weyers-Hilliard Branch Library. It featured live reindeer, photo opportunities, visits with Santa, activities, refreshments, and performance by the Bay Port High School Chorale. Over 1,200 people attended.

The Friends Give-A-Kid-A Book annual campaign wrapped up today. It collects new books for children and teens (ages 0-18) that are given to low-income families as gifts through the Salvation Army's Holiday Giving program. Distribution took place yesterday and today and approximately 5,000 children will each receive two new books because of the campaign's efforts. This campaign is supported by the Brown County Community Women's Club, Nicolet National Bank, and Green Bay Packers Give Back. Packer wives who served as honorary chairs – supporting the campaign through guest appearances – were Molly Crosby, Natalie Montgomery, Jessica McCarthy, Diane Philbin, Megan Cuevas, and Aiyda Cobb.

All library locations will participate in Blanketing Brown County by acting as collection sites during the month of January. The 2018 drive collected 2,410 blankets that are distributed to 42 programs that serve homeless and low-income families.

The second issue of the combined children, teen and adult calendar is at the printer. The initial issue (Nov-Dec) was met with great enthusiasm and the library has received positive feedback about the change. It is posted on the library's website.

The library has a long-standing partnership with Feld Entertainment – the company that presents Disney on Ice. Over 50 tickets to the touring show are the prize for the Library's Winter Reading Club for children, a bingo-styled card that encourages reading and literacy-based activities. Pairs of tickets are awarded to winners at all locations.

Lagerman also mentioned that the library has a regular segment on Fox 11's Good Day, WI called Good Reads on the first and third Wednesday of each month. Staff booktalk several titles with Rachel Manek. Subjects vary and often tie into a program that is taking place at the library. Weekly annotated booklists, compiled by staff, are submitted to the Green Bay Press-Gazette and run on Sundays in the Life section. They are Youth Reads and Wisconsin Reads.

Lastly, the library has implemented the use of the USPS' bulk mailing tool that corrects addresses before a mailing is sent. This will result in saved fees for returned mail. The bulk permit cost is waived if the tool is used. We hope to see savings to the postage account in 2019. There will also be savings in staff time since this is mostly an automated process.

Motion by Vander Leest, seconded by Running, to receive and place the communications/programming update on file. **Motion carried.**

APPROVE 2019 CLOSURES FOR HOLIDAYS AND STAFF DEVELOPMENT DAYS **Motion** by Vander Leest, seconded by Pletcher, to approve the 2019 closures for holidays and staff development days as presented. **Motion carried.**

DISCUSSION AND POSSIBLE ACTION REGARDING THE RESOURCE LIBRARY AGREEMENT

Pletcher commented on one change where NPLS paid \$3000 in 2018 and will pay \$3000 in 2019 to address an inequity in delivery services.

Motion by Vander Leest, seconded by Meli, to approve the 2019 Resource Library Agreement. **Motion carried.**

DISCUSSION AND POSSIBLE ACTION REGARDING LIBRARY CLASSIFICATION AND COMPENSATION STRUCTURE

Rogers reported that the library has been working with Brown County on a Classification and Compensation structure. The County has worked through classification and now working on compensation. It is expected that the classification portion should come to library board in January. Running asked what comparable data sets are being used. The County is using Pay Scale but the info returned was not reflective of library positions so the library provided information from libraries in Wausau, Fond du Lac, Marinette, and Appleton.

Motion by Vander Leest, seconded by Terrien, to hold report until January. **Motion carried.**

PRESIDENT'S REPORT Van Dyck reported that Aubinger, Running and Meli were approved for three-year terms at the County Board meeting. He also reported that you might hear talk about the Central Library building and noted that there many ideas floating around and they are just speculative and anything worth talking about it will be discussed at the Board level.

LIBRARY DIRECTOR'S REPORT Sugden reviewed her written report and highlighted the following: Invitations were extended to managers to present at Library Board meetings. The January Board meeting will be at the East Branch and Bobbie Kuehn, manager of both the East and Denmark branches will share current activities, general demographics, overall use and the biggest challenges and opportunities facing the branch. The February meeting will be at the Ashwaubenon Branch in February.

Van Dyck asked for an explanation of the eBook lucky day collection. Demand is tremendous for eBooks and audio books. The Lucky Day collection will help people find titles faster. It was asked if the loan period be shorter than 3 weeks. Sugden will look into this. Genealogy 101 flyers were distributed. **Motion** by Vander Leest, seconded by Aubinger, to receive and place on file. **Motion carried.**

OPEN SESSION Discussion and possible motion to convene in closed session. Staff was invited to stay. **Motion** by Vander Leest, seconded by Terrien, to move into closed session at 6:12 p.m. Roll Call Vote: Aye: Running, Vander Leest, Pletcher, Meli, Aubinger, Terrien, and Van Dyck. Nay: None. **Motion carried.**

CLOSED SESSION pursuant to Wis. Stat. § 19.85(1)(e) for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified business, whenever competitive or bargaining reasons require a closed session - East Branch.

RECONVENE IN OPEN SESSION Approve any action that may have been recommended in Closed Session. **Motion** by Running, seconded by Terrien, to return to open session at 7:07 pm. Roll Call Vote: Aye: Running, Vander Leest, Pletcher, Meli, Aubinger, Terrien, and Van Dyck. Nay: None. **Motion carried.**

OPEN SESSION Discussion and possible motion to convene in closed session Staff was excused. **Motion** by Vander Leest, seconded by Pletcher, to move into closed session at 7:08 p.m. Roll call vote: Aye: Running, Vander Leest, Pletcher, Meli, Aubinger, Terrien, and Van Dyck. Nay: None. **Motion carried.**

CLOSED SESSION pursuant to Wis. Stat. § 19.85(1)(c) for the purpose of considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility – Administrative Team's pay for performance.

RECONVENE IN OPEN SESSION Approve any action that may have been recommended in Closed Session. **Motion** by Pletcher, seconded by Vander Leest to return to open session at 7:48 pm. Roll call vote: Running, Vander Leest, Pletcher, Meli, Aubinger, Terrien, and Van Dyck. Nay: None. **Motion carried.**

Motion by Running, seconded by Meli, to approve the pay for performance amounts for the Administrative team as discussed in closed session. **Motion carried unanimously.**

Motion by Pletcher, seconded by Vander Leest, to issue to Library Administrators Curt Beyler, Linda Chosa, Sue Lagerman, and Emily Rogers a one-time compensation for the completion of the Executive Director's duties during the six months the Executive Director position was vacant to be paid as part of the December 29, 2018 payroll. **Motion carried unanimously.**

OTHER BUSINESS

SUCH OTHER MATTERS AS ARE AUTHORIZED BY LAW

ADJOURNMENT **Motion** by, seconded by, to adjourn the meeting. **Motion carried unanimously.**

Meeting adjourned at 8:05 pm.

NEXT REGULAR MEETING:

January 17, 2019

5:15 p.m.

East Branch Library

Respectfully submitted,

Sue Lagerman

Recording Secretary



PORT & RESOURCE RECOVERY DEPARTMENT

2561 S. BROADWAY
GREEN BAY, WI 54304

PHONE (920) 492-4950 FAX (920) 492-4957

DEAN R. HAEN
DIRECTOR

PROCEEDINGS OF THE BROWN COUNTY SOLID WASTE BOARD

A regular meeting was held on **Monday November 26, 2018**
at the Brown County Resource Recovery Facility, 2561 S Broadway, Green Bay, WI 54304

1) Call to Order:

The meeting was called to order by Solid Waste Board Vice-Chair Mark VandenBusch at 2:30 pm.

2) Roll Call:

Present: Mark VandenBusch, Vice-Chair
Bud Harris
Norb Dantine
Dave Landwehr
Michael Lefebvre
Doug Martin
Bill Seleen

Excused: John Katers, Chair
Mike VanLanen

Also Present: Dean Haen, Brown County P&RR
Mark Walter, Brown County P&RR
Chad Doverspike, Brown County P&RR
Patti Cole, Brown County P&RR

3) Approval/Modification – Meeting Agenda

A motion to approve the agenda as amended was made by Norb Dantine and seconded by Dave Landwehr. Unanimously approved.

4) Approval/Modification - Meeting Minutes of September 17, 2018

A motion to approve the September 17, 2018 meeting minutes was made by Dave Landwehr and seconded by Mike Lefebvre. Unanimously approved.

5) Announcements/Communications

No announcements or communications were made at this time.

6) 2018 3rd Quarter Budget Status Report

Dean Haen informed the Board that tipping fee revenues were up due to a larger than expected tonnage collected, while the revenue collected from the gas to energy process was lower, but higher than expenses.

A motion to approve the 2018 3rd Quarter Budget was made by Norb Dantinne and seconded by Mike Lefebvre. Unanimously approved.

7) Hoffman Property

Dean Haen reminded the Solid Waste Board of its past actions regarding the Hoffman property with the most recent actions being that they were no longer interested in acquiring the property. Previous Board action involved an offer to purchase made by the Seller at \$170,000 and approved twice in past actions of the Board. However, the property owner later decided to rescind the original offer to sell.

Prior to the offer, each party did an appraisal and then agreed to a third appraisal because the individual appraisals were significantly different. Hoffman is claiming the Board followed the property value protection provisions of the Landfill Siting Agreement between the Town of Holland and Brown County. The property value protection provisions are activated when the landfill is open. Both parties followed reasonable procedures in determining a value for the property with no agreement by either party that the other was obligated to sell or buy. Mr. Haen then described the attorney representing the Hoffman's Freedom of Information Act claims, and how the County Corporation Counsel's office has been preparing to provide these items. Mr. Haen was confident that the suit would be handled by Corporation Counsel, and that it would be dismissed after it is shown that the Department has committed no wrongdoing.

8) Scale/Building Changes

Chad Doverspike brought to the Board's attention the fact that the Waste Transfer Station has experienced an increased number of customers and that various improvements have been made, and more are in the process. Mr. Doverspike noted that so far the entranceway has been widened and the turnaround area has been improved. In 2019, further improvements are planned including the addition of a second scale which will include a semi-automated system involving RFID cards carried by primary account holders. Also, the scale house building will be modified in order to give the operator a better view of both scales and the vehicle unloading area. This way anyone who may be placing refuse in an incorrect area can be corrected via a speaker system.

Mr. Doverspike then explained that the technology involved in this system would need to be monitored to decide if the benefits would outweigh the costs. Mark Walter then stated that the Department is looking at updated software that would be required for this new system. The Department wants to that the software would be able to handle all items accepted at the transfer station, and that cred it card would be integrated into the scale software. The Department is currently in the process of identifying a software/scale combination that would be able to handle all requirements that the transfer station would need. Mr. Walter then brought to the Board's attention the fact that any improvements made at the waste transfer station would eventually need to be made to the South Landfill, and it is therefore important to keep this in mind while

determining the software integration into the scale, so that any future improvements at the South Landfill are consistent with the transfer stations.

9) 2019 Budget

Dean Haen noted that the 2019 Budget was approved by the County Board and that no changes are required.

10) South Landfill Timeline and Response to Observed Groundwater ES Exceedances

Dean Haen brought to the Board's attention a letter submitted to the Department of Natural Resources and the subsequent Department response regarding groundwater contaminants, stating that the DNR agrees that the groundwater exceedances are being correctly addressed, and that the Department agrees that the balers used were the source of the trichloroethylene (TCE) and methylene chloride observed in the monitoring wells. The department also believes that the County has taken the economically and technically feasible steps required to maintain acceptable groundwater levels of these compounds.

Mr. Haen then stated that the County will continue the remaining four rounds of baseline monitoring for volatile organic compounds (VOCs) and ensure that their levels remain within acceptable parameters.

Mr. Haen then explained that the County is dealing with the costs of the cleanup, and he has inquired with Corporation Counsel as to whether or not the manufacturer of these balers is liable for damages. Corporation Counsel's response is that the County must prove that the balers were known by the manufacturer to be used in the intended application. Mr. Haen then noted that this issue is one that will be looked upon in the future, and that it remains open.

11) South Landfill Town of Holland Local Monitoring Committee Legal Correspondence

Dean Haen began by calling attention to a letter from Quarles & Brady, the law firm representing the Town of Holland, regarding Brown County's correspondence concerning contaminants in the groundwater. Mr. Haen stated that the letter asks for a meeting between the Town and the County, which he stated is agreeable, as the two parties both agreed to hold up to two meetings per year. Additionally the letter calls attention to a claim that the County has violated what is known as Wisconsin's "Spills Law," or the Wisconsin Hazardous Substances Spill Law, which requires immediate notification to the DNR of a hazardous substance release. Mr. Haen pointed out the fact that the exceedance levels of TCE and methylene chloride were not considered releases to public property, as the compounds in question were not exposed to any external locations, they only affected the monitoring wells in which the balers were installed.

Mr. Haen reviewed a letter the County's attorney wrote in response to the first letter, which states the fact that these contaminants are not considered a public property hazardous materials release. Mr. Haen also noted that the property in question is not a landfill currently in operation, and is therefore not subject to the Landfill Siting Agreement. Mr. Haen then brought attention to a third letter, a letter from Quarles & Brady. This letter states that the Town of Holland would like to agree to disagree with the County on a select number of various points of contention, and they would like to move forward, and have a meeting that is currently scheduled for January 14, 2018.

Mr. Haen then brought the Board's attention to an event that occurred recently, which involves Foth and GEI, a subcontractor to Foth for the County. GEI has been tasked with completing the wetland delineation. GEI made an electronic submittal to the DNR concerning the

aforementioned delineation without notifying the County of the submittal. Mr. Haen informed Foth and GEI of our communication responsibilities to the Holland landfill monitoring committee. This submission needed to be provided to the County, so the County could inform the Town. Adherence to the agreement provision must be followed and staff continues to work towards fail-safe policies and procedures.

12) Director's Report

Mark Walter stated that recycling markets remain low, and that they show no signs of increasing any time soon. Mr. Walter was then asked whether or not Chinese companies were going to be building paper recycling plants within Wisconsin, and Mr. Walter replied in the affirmative that that was indeed the case, and that they would be used as a source of pulp to supply their own paper plants. Mr. Walter was confident that recycling markets would once again come back in the future, as the recycling market is largely cyclical.

13) Such other Matters as Authorized by Law

The next meeting, normally held on the third Monday of the month, could tentatively be December 17, 2018.

No other matters.

14) Adjourn

A motion to adjourn was made by Norb Dantinne and seconded by Dave Landwehr .
Unanimously approved. Meeting adjourned at 3:13 pm.

John Katers, Chairman
Solid Waste Board

Dean R. Haen, Director
Port & Resource Recovery Department

**PROCEEDINGS OF THE BROWN COUNTY
VETERANS' RECOGNITION SUBCOMMITTEE**

Pursuant to Section 19.84, Wis. Stats., a regular meeting of the Brown County Veterans' Recognition Subcommittee was held on Tuesday, January 15, 2019 at 4:30 pm in Room 201 of the Northern Building, 305 E. Walnut Street, Green Bay, Wisconsin.

PRESENT: Chair Erickson, Duane Pierce, Ed Koslowski, Ken Corry, Jerry Polus, Joan Brusky
EXCUSED: Louise Dahlke

1. Call Meeting to Order.

The meeting was called to order by Chair Bernie Erickson at 4:30 pm.

2. Approve/Modify Agenda.

Motion made by Joan Brusky, seconded by Ed Koslowski to approve. Vote taken. **MOTION CARRIED UNANIMOUSLY**

3. Approve/Modify Minutes of December 18, 2018.

Motion made by Duane Pierce, seconded by Jerry Polus to approve. Vote taken. **MOTION CARRIED UNANIMOUSLY**

4. Welcome New Member Jerry Polus, Former CVSO Officer.

Retired Brown County CVSO Jerry Polus was welcomed as a member to the Subcommittee. He thanked the group for the welcome and indicated his retirement so far has been better than he anticipated it would be.

5. Budget Status Financial Report for November 2018 – Unaudited.

Motion made by Joan Brusky, seconded by Duane Pierce to approve. Vote taken. **MOTION CARRIED UNANIMOUSLY**

6. 2018 – 2019 Budget Carryover Request.

Motion made by Jerry Polus, seconded by Joan Brusky to receive and place on file. Vote taken. **MOTION CARRIED UNANIMOUSLY**

7. Update re: Honor Rewards Program.

The numbers in the Honor Rewards Program have not changed since last month. Erickson indicated that he and Polus will make contact with additional businesses in spring to see if they can increase the number of participants.

8. Initial Discussion re: 2019 Veterans Appreciation Day at the Brown County Fair.

Erickson noted he did a google search to see what military event would be having an anniversary in 2019, but did not find anything that would work for a group to honor. Polus noted we have honored Desert Vets, but we have not honored Iraqi and Afghanistani Vets. Ken Corry suggested honoring vets of Operation Iraqi Freedom, Operation Enduring Freedom and Operation New Dawn which are the more recent conflicts. Erickson feels we should keep it somewhat general to get the most

participation. Ed Koslowski noted we have not honored the spouses or families of veterans yet. Corry also suggested honoring Peacetime Veterans. After further discussion, the group felt this was a good idea and a suggestion was made to use a specific timeframe, such as 1975 – 1990 or something like that. Erickson noted there is still plenty of time to work on this and anyone who has any further suggestions can bring them forward at a future meeting.

Koslowski asked if this year's event will be held on Sunday and it was indicated that that was the plan. Erickson said he heard from only one person at last year's event that did not like it being held on a Sunday, but he heard from a lot of other people who liked it on Sunday because of the reduced admission price that allowed veterans to bring their family members. It was also noted that there did not seem to be any less attendance in the tent compared to when the event was held on Saturday.

Polus suggested an attempt be made to get the Air Force or Navy Band to perform at the event. Erickson suggested the incoming CVSO Officer can look into this with some guidance from Polus. Corry also suggested we could look to see if there are any other events going on throughout the area at the same time as the Fair to see if we could bring in something that way.

9. Report from committee Members Present (Erickson, Brusky, Corry, Dahlke, Habeck, Haskins, Koslowski, Metoxen, Pierce, Polus).

-Erickson informed his fishing club, along with several other organizations, is contemplating holding a fishing tournament on the lower bay and donating a percentage of the proceeds to homeless veterans through the Vets Center. This is in the early planning stages and he will keep this subcommittee informed.

-Brusky did not have anything to report.

-Corry mentioned the RV & Camping Show which will be held January 24 – 27 and noted that military veterans get in free with their military ID on January 25. Guitars 4 Vets will be performing at 1:00 pm and 3:00 pm and the VFW will be answering questions and providing information regarding military benefits at 2:00 pm and 4:00 pm. Gilbert Brown will also be on hand to sign autographs.

Corry also reported that 4th HOOAH will be holding their 2019 Operation Tip Up Ice Fishing Derby on January 19 on Shawano Lake between 8:00 am – 4:00 pm. Prizes will be awarded for the largest northern pike, walleye, bass, perch, crappie and bluegill in both adult and children divisions. 4th HOOAH is localized out of Brown County, but serves the entire state.

Corry also talked about the Brown County Suicide Prevention Coalition. There were 22 suicides in Brown County in 2018 which is down from 40 in 2017 and 43 in 2016. Of the 22 suicides last year in Brown County, 5 (or 22%) were veterans. There is now a Suicide Task Force specific to veterans and law enforcement and first responders. The program does QPR training; question, persuade and refer. This training is something that could be offered throughout the community. Koslowski feels it would be valuable training and is in favor of it being done. Erickson suggested contacting Sheriff Delain, who is a veteran, to see if he could provide any insight as to a place that could be used to conduct training. Erickson also mentioned the Museum as a possible location. Koslowski noted the Radisson is veteran friendly and questioned if Kerry Metoxen could help secure a room to do some training in. Corry informed that veterans make up about 8 – 9% of the population, but commit suicide at a rate of 2 ½ times greater than non-veterans. In Brown County, veterans make up about 7% percent of the population, but 22% of the total suicides. He feels the QPR training would be very beneficial and some other locations that this could possibly take place at were discussed.

Corry concluded by talking about the VHRP; Veterans Housing and Recovery Program. A 17 bed facility in Bellevue just opened up to help veterans and there are currently 16 veterans staying there. The veteran community in Brown County has really stepped up to give to the facility by donating things like computers, toiletries, gift cards, clothing and a number of other items. Pierce noted that

the amount of Christmas baskets his group gave away this year was down because there are so many other veteran groups stepping up to help people and Koslowski added that the number of names of struggling veterans provided by the Veterans Service Office has also gone down. Corry said the Bellevue facility is a recovery program and there are case managers working with the individuals multiple times a week depending on the needs, which range from mental health needs, AODA needs, housing needs and employment needs. Veterans can stay in the facility up to 2 years.

-Koslowski said he has heard comments that the flag at the veterans' memorial at the Arena is tattered and should be replaced. There was a discussion as to who would be responsible for that and Pierce indicated he is going to a meeting later with someone who may know more about this. Koslowski also informed the last event at the Arena before it is torn down is a monster truck event on February 1 and 2. He asked if there will be any type of "un-dedication" ceremony before the facility is torn down, but no one knew what the plans were. Koslowski also mentioned the dedication memorial between the Arena and Shopko Hall and asked if a decision has been made as to where that will be relocated. Erickson said a decision has not been made yet, but it will be included in the design of the new facility which is not yet complete. Koslowski also informed the Vets Center on Ashland Avenue is expanding and will be adding several new offices. Also, on July 13, American Legion 11 will be holding a 100th Anniversary Party at their facility on Irwin Avenue. Peirce noted that that is the same day of the Pearly Gates ride.

Koslowski concluded by reporting the UPS Annual Washington – Lincoln Luncheon will be held on Sunday, February 17 with a reception beginning at 1:00 pm and lunch being served at 2:00 pm at The Woods. The cost is \$13.50 per person.

-Pierce reported Amvets Post 57 will be holding a meat raffle at Pearly Gates on February 16 beginning at 2:00 pm. A meat raffle will also be held on March 9 beginning at 2:00 pm at Harbor Lights Bar on Harbor Lights Road. Pierce shared a photograph that was taken from the bar at sunrise behind a silhouette of some soldiers and said an enlarged copy of the photo will be one of the prizes at the meat raffle.

Pierce concluded by saying the annual Pearly Gates ride will be held on July 13. Raffle prizes this year include a top prize of \$15,000 cash. Tickets are \$100 each and are limited.

Corry informed that at last night's UPS meeting, Ed Koslowski was honored as the Volunteer of the Year. The subcommittee congratulated him and this was followed by a round of applause.

-Polus informed his former office is in transition and the new CVSO, Joe Aulik, will be starting on January 21.

10. **Such other matters as authorized by law. None.**

11. **Adjourn.**

Motion made by Ken Corry, seconded by Joan Brusky to adjourn at 5:18 pm. Vote taken. MOTION CARRIED UNANIMOUSLY

Respectfully submitted,

Therese Giannunzio
Administrative Specialist